

ORDINANCE NO. B-399

AN ORDINANCE ESTABLISHING A PROCEDURE FOR THE PURCHASING, SALE OR EXCHANGE OF PROPERTY IN COMPLIANCE WITH ACT NO. 28 OF 1959, AS AMENDED BY ACT NO. #344 OF 1981 (ARK. STAT. 19-4421-ARK. STAT. 19-4430); DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF ARKADELPHIA, ARKANSAS:

SECTION 1: The City Manager or his duly authorized representative shall have exclusive power and responsibility to make purchases of all supplies, apparatus, equipment, materials and other things requisite for public purposes for the City of Arkadelphia, Arkansas and to make all necessary contracts for work or labor to be done or material or other necessary things to be furnished for the benefit of the City where the amount of the expenditure for any purpose or contract does not exceed the sum of Two Thousand Dollars (\$2,000.00).

SECTION 2: Where the amount of the expenditure for any purchase or contract exceeds the sum of Two Thousand Dollars (\$2,000.00), the City Manager or his duly authorized representative shall invite competitive bids thereon by legal advertisement in any local newspaper. Bids received pursuant to said advertisement shall be opened and read on the date set for receiving said bids, in the presence of the City Manager or his duly authorized representative. The contract shall be awarded to the lowest responsible bidder; provided, however, the City Manager or his duly authorized representative, may reject any and all bids received.

SECTION 3: The requirement of competitive bidding as set forth in Section 2 may be waived in exceptional situations where such procedure is deemed not feasible or practical by the City Board of Directors.

SECTION 4: The City Manager or his duly authorized representative may approve for payment out of any funds previously appropriated for that purpose or disapprove all bills, debts or liabilities asserted as claims against the City or Town, when funds on hand are adequate to pay such bills, debts or liabilities. That the payment or disapproval of any bills, debts or liabilities not covered by previous appropriation shall require confirmation of the governing body.

SECTION 5: That the City Manager or his duly authorized representative may sell or exchange any municipal supplies, materials or equipment without competitive bidding as such supplies, materials or equipment have a value of less than Five Thousand Dollars (\$5,000.00). That no supplies, materials or equipment shall be sold without receiving competitive bids therefor if the value thereof exceeds the sum of Five Thousand Dollars (\$5,000.00); provided, however, if the City Manager shall certify in writing to the governing body that in his opinion, the fair market value of such item or lot (to be disposed of in one unit), is less than Five Thousand Dollars (\$5,000.00), the same may be sold by the City Manager without competitive bidding.

SECTION 6: All ordinances or parts of ordinances in conflict herewith are repealed and specifically repealed is Ordinance No. B-368.

SECTION 7: Whereas State laws require the establishment of a procedure for municipal purchases under Two Thousand Dollars (\$2,000.00) and this ordinance being necessary for the immediate protection of the public peace, health and safety, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage and approval.

1981.


PASSED AND APPROVED this

15<sup>th</sup>

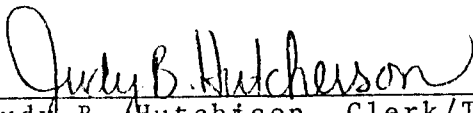
day of

July

,

  
Stell Callaway, Mayor

ATTEST:

  
Judy B. Hutcherson, Clerk/Treas.